

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 11, Washington District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY
CONSOL PENNSYLVANIA COAL COMPANY LLC
RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY
McELROY COAL COMPANY
CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2010, by **William Gillenwater**, its **Assistant Manager**, by authority duly given.

Jan Pest
MARSHALL County 10:44:27 AM
Instrument No 1297754
Date Recorded 01/03/2011
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Book-Page 719-136
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Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: 

Its: Assistant Manager

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2010, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

By: William Gillenwater

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2010, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: William Gillenwater

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2010, by **William Gillenwater**, its **Vice President**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: William Gillenwater

Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2010, by **William Gillenwater**, its **Vice President**, by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation:

By: *William Gillenwater*

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of DECEMBER, 2010, by **William Gillenwater**, its **Vice President**, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation:

By: *William Gillenwater*

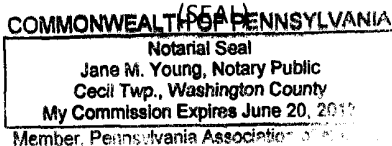
Its: Vice President

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Assistant Manager** of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2010.

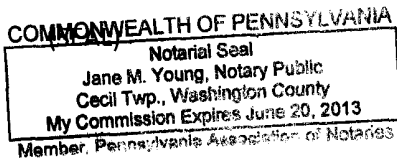


Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2010.

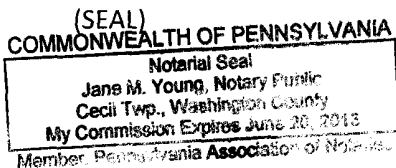


Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2010.

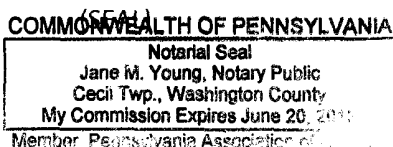


Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2010.



Jane M. Young
Notary Public

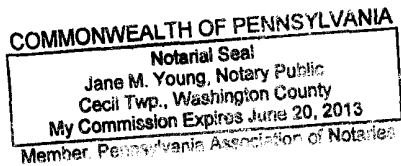
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2010.

(SEAL)



Jane M. Young
Notary Public

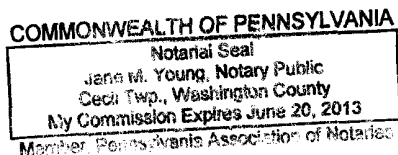
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of DECEMBER, 2010.

(SEAL)



Jane M. Young
Notary Public

My Commission expires _____

This Document Prepared By:

Andrew S. Graham

WV Bar No. 9664

Steptoe & Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

EXHIBIT A - SURFACE TRACTS (MCELROY MINE)
Tax Map 11, Washington District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
11	1	Rine	Okey L., Jr.	RD 4 Box 265	Moundsville	WV	26041	87.577 Ac Waymans Ridge	DB 668/548
11	2	Turner	D. Francis & Donna C.	RD 1 Box 425	Moundsville	WV	26041	34.685 Ac Waymans Ridge	DB 457/56
11	3.1	Brady	Roger Delbert	RD 1 Box 420	Moundsville	WV	26041	8.965 Ac Waymans Ridge	DB 389/593
11	4.1	Emery	Nancy	RD 1 Box 389	Moundsville	WV	26041	6.256 Ac Waymans Ridge	WB 82/57
11	6	Moore	Ila F.	3000 Fernwood Ave.	Moundsville	WV	26041	31.227 Ac Waymans Ridge	WB 54/247
11	6.1	Siburt	Mildred F.	RD 1 Box 418	Moundsville	WV	26041	6.44 Ac Waymans Ridge	WB 47/393
11	6.2	Campbell	Amy Christina	RD 1 Box 403	Moundsville	WV	26041	20.385 Ac Waymans Ridge	DB 606/127
11	6.5	Johnson	Jason W. & Amanda K.	RD 1 Box 405	Moundsville	WV	26041	13.102 Ac Waymans Ridge	DB 652/499
11	6.7	West	Vallie James	RD 1 Box 413	Moundsville	WV	26041	15.729 Ac Waymans Ridge	DB 622/573
11	8	Wilson	David L. & Brenda J.	RR 1 Box 410	Moundsville	WV	26041	18.981 Ac Waymans Ridge	DB 556/269
11	8.5	Watson	Zunaira J.	None found				5 Ac Waymans Ridge	DB 694/190
11	8.7	Franklin	David E.	RD 1 Box 407B	Moundsville	WV	26041	10.70 Ac Waymans Ridge	DB 666/212
11	8.10	Wilson	David L. & Brenda J.	RR 1 Box 410	Moundsville	WV	26041	102.213 Ac Waymans Ridge	DB 525/463
11	9	Franklin	Raymond E. & Candy S.	RD 1 Box 407	Moundsville	WV	26041	83.50 Ac Waymans Ridge	DB 579/88
11	10	Franklin	James P. & Jodi	RD 1 Box 164B	Moundsville	WV	26041	97.036 Ac Waymans Ridge	DB 536/148
11	11	Heath	John D. & William K.	RD 1 Box 402	Moundsville	WV	26041	51.655 Ac Waymans Ridge	DB 339/528
11	11.2	Francis	Chad E.	RR 1 Box 401A	Moundsville	WV	26041	6.449 Ac Waymans Ridge	DB 637/339
11	11.3	Crow	Dennis W. & Donna	RD 1 Box 397	Moundsville	WV	26041	41.46 Ac Waymans Ridge	DB 709/294
11	13	Heath	John D. & William K.	RD 1 Box 402	Moundsville	WV	26041	86.78 Ac Waymans Ridge	DB 339/528
11	14	Lindgren	Patricia, Trustee	8320 Barons Ct.	Williamsburg	VA	23188	84.543 Ac Waymans Ridge	DB 600/594
11	14.1	Heath	Jocelyn Marie	RD 1 Box 390	Moundsville	WV	26041	5.017 Ac Waymans Ridge	WB 72/532
11	15	Caveney	James J. & Karen	10 Woods Dr.	Wheeling	WV	26003	19.775 Ac Waymans Ridge	DB 575/315
11	16	Shipley	Daniel L. & Paul E.	109 S. Highland Ave.	Moundsville	WV	26041	42.937 Ac Waymans Ridge	DB 575/326

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 17th day of December, 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 3rd day of January, 2011, at 10:44 o'clock A.M.

TESTE: Jan Pest Clerk.